GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Home Department – National Human Rights Commission – Case No.1209/1/6/2013-JCD - Death of undertrial prisoner Pendra Muthaiah, S/o Mugaiah while in the custody of Sub Jail, Nuzvid, Krishna District – Recommendation of National Human Rights Commission, New Delhi to pay a sum of Rs.5,00,000/- as monetary relief to the next of kin of the deceased – Sanction accorded – Orders – Issued.

HOME (PAROLES & HRC) DEPARTMENT

G.O.Rt.No.295 **Dated: 14-03-2019**

Read the following:-

1. From the Deputy Registrar (Law), National Human Rights Commission, Show Cause Notice in case No.1209/16/2013-JCD(SCN), dated: 11.09.2017 received through the General Administration (SC.II) Department, U.O.No.77026/59/SC.II/ 2017, dated: 06-10-2017.
2. From the Assistant Registrar, National Human Rights Commission, New Delhi, proceedings in case No. 1209/1/6/ 2013-JCD(SCN), dated: 06-12-2018 received through General Administration (SC.II) Department, vide their U.O.Note No. GAD01/ LO0/HR(NHRC)8/ SC.II/2019, dated: 10-01-2019.
3. Government Memo No. 11639/Paroles&HRC/A2/2017-2, dated: 24.01.2019.
4. From the Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada, Lr.No. Jud-3/822/2013, dated: 04-02-2019.

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O R D E R:

In the reference 1st read above, the National Human Rights Commission, New Delhi has issued Show Cause Notice u/s 18 (a) (i) of the Protection of Human Rights Act, 1993, as to why monetary compensation of Rs. 5,00,000/- (Rupees Five Lakhs only) should not be recommended to the next of kin of the deceased undertrial prisoner Pendra Muthaiah, S/o Mugaiah of Sub Jail, Nuzvid, Krishna District.

2. In the reference 2nd read above, the National Human Rights Commission has recommended u/s 18 (a) (i) of Protection of Human Rights Act, 1993 to pay monetary compensation of Rs.5,00,000/- (Rupees Five Lakhs only) to the next of kin of the deceased undertrial prisoner Pendra Muthaiah S/o Mugaiah for violation of his human rights and directed to submit compliance report along with proof of payment within 8 weeks.

3. In the reference 3rd read above, Government have requested the Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada to furnish necessary proposals for payment of compensation to the next of kin of the deceased undertrial prisoner Pendra Muthaiah S/o Mugaiah, to Government.

4. In the reference 4th read above, the Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada has informed that the Hon'ble National Human Rights Commission, New Delhi has recommended and directed to submit compliance after making payment of monetary relief / compensation of Rs.5,00,000/- (Rupees Five Lakhs only) to the next of kin of the deceased remand prisoner No. 57, Pendra Muthaiah S/o Mugaiah within (08) weeks and to submit the compliance report by 10-02-2019.

[P.T.O]

5. He has also stated that sufficient budget is available under the Head of Account "MH.8000 - Contingency Fund – 2056 Jails – M.H 101 Jails – SH (04) Jails – 500 Other charges / 501 Compensation (Charged)" for sanction of an amount of Rs.5,00,000/- (Rupees Five Lakhs only) as compensation to the next of kin of the deceased remand prisoner No. 57, Pendra Muthaiah S/o Mugaiah of Sub Jail, Nuzvidu.

6. He has further stated that as per the nominal roll, the address of the deceased prisoner is Kosuru Village, Yanaadi Colony, Kosuru Mandalam, Guntru District. The Collector & District Magistrate, Guntur District will disburse the compensation amount.

7. The Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada, has therefore, requested the Government to issue orders for sanction of an amount of Rs.5,00,000/- (Rupees Five Lakhs only) as compensation to the next of kin of the deceased prisoner as directed by the Hon'ble National Human Rights Commission, New Delhi, vide their notice, dated 06-12-2018.

8. Government after careful examination of the matter, hereby accord sanction for an amount of Rs.5,00,000/- (Rupees Five Lakhs only) towards payment of compensation to the next of kin of the deceased undertrial prisoner Pendra Mutaiah, S/o Mugaiah of Sub Jail, Nuzvid, Krishna District.

9. The expenditure sanctioned in para (8) above shall be met from the available provision under the Head of Account: 2056. Jails – 00- 101 Jails – SH (04) Jails – 500 Other Charges – 501 Compensation (Charged).

10. The Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada, is authorised to draw the amount sanctioned in para (8) above and to place it at the disposal of the Collector & District Magistrate, Guntur District for making payment to the next of kin of the deceased undertrial prisoner Pendra Muthaiah, S/o Mugaiah of Sub Jail, Nuzvid, Krishna District.

11. The Director General of Prisons and Correctional Services, Andhra Pradesh, Vijayawada, shall take necessary action accordingly.

12. This order issues with the concurrence of the Finance (FMU-Home & Courts) Department, vide U.O.No. FMU0MISC/157/2019, dated: 22-02-2019.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

A.R.ANURADHA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Director General of Prisons and Correctional Services,
Andhra Pradesh, Vijayawada.
The Collector & District Magistrate, Guntur District.
The Assistant Registrar (Law), National Human rights Commission,
Manav Adhikar Bhavan, Block-C, GPO Complex, INA, New Delhi
The Accountant General (A & E), Andhra Pradesh, Hyderabad.
The Director of Treasuries & Accounts, Andhra Pradesh, Vijayawada.
The Deputy Director of Treasuries, Guntur District.
Copy to :-
The General Administration (SC.II) Department
The Finance (FMU-Home & Courts) Department,
SF/SC.

// FORWARDED :: BY ORDER //

SECTION OFFICER